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SUPREME COURT
STATE OF WASHINGTON
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SUPREME COURT OF THE STATE OF WASHINGTON

(Court of Appeals No. 63787-8-1)
(King County Superior Court Cause No. 07-2-29545-3 SEA)

CITY OF MERCER ISLAND

Petitioner,

vs.

SUSAN CAMICIA,

Respondent.

RESPONDENT'S STATEMENT OF ADDITIONAL AUTHORITIES

**John Budlong
WSBA #12594**

**Howard Mark Goodfriend
WSBA #14355
Catherine Wright Smith
WSBA #9542**

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Attorneys for Respondent Susan Camicia

ORIGINAL

Respondent Susan Camicia respectfully offers the following
Statement of Additional Authorities pursuant to RAP 10.8 regarding
“highway lands” and the intent and effect of a quitclaim deed:

Freeman v. Grégoire, 171 Wn.2d 316, 330, fn. 5, 331, 256 P.3d
264 (2011) citing RCW 47.12.080:

“The expenditure at issue in this case is for the administration of
highway lands. ... And as noted above, DOT has specific statutory
authority to transfer highway lands, and the decision of whether to
transfer or lease lands is inherently a function of the administration
of highway property.”

RCW 47.12.080. Sale or exchange of unused land

The secretary of transportation may transfer and convey to the
United States, its agencies or instrumentalities, to any other state
agency, to any county or city or port district of this state, or to any
public utility company, any unused state-owned real property under
the jurisdiction of the department of transportation when, in the
judgment of the secretary of transportation and the attorney
general, the transfer and conveyance is consistent with public
interest. Whenever the secretary makes an agreement for any such
transfer or conveyance, and the attorney general concurs therein,
the secretary shall execute and deliver unto the grantee a deed of
conveyance, easement, or other instrument, duly acknowledged, as
shall be necessary to fulfill the terms of the aforesaid agreement.
All moneys paid to the state of Washington under any of the
provisions hereof shall be deposited in the motor vehicle fund.

Kershaw Sunnyside Ranches, Inc. v. Yakima Interurban Lines
Ass'n, 156 Wn. 2d 253, 271, 272, n. 14, 126 P.3d 16 (2006):

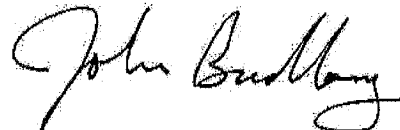
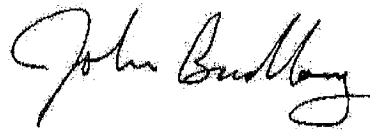
"[W]hen construing a deed, the intent of the parties is of paramount importance." *Brown [v. State]* 130 Wash.2d at 437, 924 P.2d 908 [(1996)] ...

[A] quitclaim deed differs from a warranty or bargain and sale deed only as to the extent, if any, of the warranties which accompany the transfer of property. An exception in a quitclaim deed has the same legal effect as an exception in any other form of deed.

RESPECTFULLY OFFERED this 14th day of November, 2011.

THE BUDLONG LAW FIRM

SMITH GOODFRIEND, P.S.



By _____
John Budlong
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CERTIFICATE OF SERVICE

I hereby certify under penalty of perjury under the laws of the State of Washington that on this date an original and/or copy of **Respondent's Statement of Additional Authorities** was sent via e-mail for filing with the court identified below and delivered via e-mail, facsimile, and/or first class mail to the following attorneys:

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DATED this 14th day of November, 2011.

By: Debra M. Watt
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